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8 Attorney for Gerald Johnson
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10 UNITED STATES DISTRICT COURT
11 DISTRICT OF NEVADA
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14 UNITED STATES OF AMERICA,

15 Plaintiff,

16 v.

17 GERALD JOHNSON,

18 Defendant.
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Case No. 2:14-cr-408-RFB-NJK

STIPULATION TO CONTINUE
SENTENCING DATE
(First Request)

21 IT IS HEARBY STIPULATED AND AGREED, by and between Daniel G. Bogden,
22 United States Attorney, and Allison Herr, Assistant United States Attorney, counsel for
23 the United Stated of America, and Rene L. Valladares, Federal Public Defender, and
24 Raquel Lazo, Assistant Federal Public Defender, counsel for Gerald Johnson, that the
25 sentencing hearing currently scheduled for October 2, 2015 at 2:00 p.m., be vacated and
26 set to a date and time convenient to this court, but no earlier than one week .

1 The Stipulation is entered into for the following reasons:

2 1. Defense counsel requires additional time to review the presentence
3 investigation report with Mr. Johnson. Additionally, she needs more time to draft and file
4 her sentencing memorandum.

5 2. The client is in custody and does not oppose the continuance.

6 3. The additional time requested herein is not sought for purposes of delay, but
7 merely to allow counsel for the defendant sufficient time to draft and file her
8 memorandum.

9 4. Additionally, denial of this request for continuance could result in a
10 miscarriage of justice. The additional time requested by this stipulation is excludable in
11 computing the time within which the trial herein must commence pursuant to the Speedy
12 Trial Act, § 3161(h)(7)(A), considering the factors under Title 18, United States Code §§
13 3161(h)(7)(B).

14 5. This is the first stipulation to continue filed herein.

15 DATED: September 22, 2015

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17 RENE L. VALLADARES
18 Federal Public Defender

DANIEL G. BOGDEN
United States Attorney

19 */s/ Raquel Lazo*
20 By _____
21 RAQUEL LAZO
22 Assistant Federal Public Defender

/s/ Allison Herr
By _____
ALLISON HERR
Assistant United States Attorney

1 UNITED STATES DISTRICT COURT

2 DISTRICT OF NEVADA

3 UNITED STATES OF AMERICA,

Case No. 2:14-cr-208-RFB-NJK

4 Plaintiff,

5 v.

6 GERALD JOHNSON,

7 Defendant.

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10 ORDER

11 IT IS THEREFORE ORDERED that the sentencing hearing currently scheduled
12 for Friday, October 2, 2015, be vacated and continued to Wednesday, October 14, 2015 at
13 1:30 p.m.

14 DATED this 23rd day of September, 2015.

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17 RICHARD F. BOULWARE, II
18 UNITED STATES DISTRICT JUDGE
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